

9-66570-file

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

IN RE: ASBESTOS PRODUCTS  
LIABILITY LITIGATION (NO. VI)

MDL 875

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**This Document Relates To:**

1. Richard Denzel
2. Boyd Gilchrist
3. Robert Glaser
4. Leslie Hanson
5. Martin Ketterling
6. Teanus Loeb
7. Stephen Morrell
8. Walter Poppke
9. Pete Riedinger
10. Frank Unser
11. Joe Vogel
12. Frank Willson

**FILED**  
**AUG 26 2010**  
**MICHAEL E. KUNZ, Clerk**  
**By \_\_\_\_\_ Dep. Clerk**

EDPA No. 09-66545  
EDPA No. 09-66547  
EDPA No. 09-66548  
EDPA No. 09-66549  
EDPA No. 09-66554  
EDPA No. 09-66561  
EDPA No. 09-66564  
EDPA No. 09-66567  
EDPA No. 09-66570  
EDPA No. 09-66574  
EDPA No. 09-66577  
EDPA No. 09-66578

**ORDER**

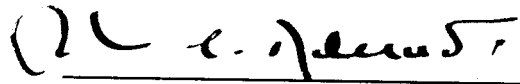
AND NOW, this 25<sup>th</sup> day of August, 2010, upon careful and independent consideration of defendant S.O.S. Products Company, Inc.'s motions for summary judgment in the above-captioned cases, plaintiffs' responses, and defendant's replies thereto, and after review of the Report and Recommendation by Chief Magistrate Judge Thomas J. Rueter, it is hereby

**ORDERED**

1. The Report and Recommendation is **APPROVED** and **ADOPTED**.
  2. The summary judgment motions of defendant S.O.S. Products Company, Inc. be **DENIED** with respect to plaintiffs Glaser, Denzel, Willson, Poppke, Loeb, Ketterling and Gilchrist.
  3. The summary judgment motions of defendant S.O.S. Products Company, Inc. be **GRANTED** with respect to plaintiffs Vogel, Unser, Hanson, Riedinger and Morrell.
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4. Plaintiffs' claims for conspiracy, deceit, fraud, market share, enterprise liability, and alternative liability in each of the above-captioned cases be **DISMISSED WITH PREJUDICE**.

BY THE COURT:

  
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EDUARDO C. ROBRENO, J.

# Certificate of Service

**MAILED:**

A. LUCAS  
ALDEN GJEVRE  
ALLAN SHAW  
CHARLES BECKER

DOUGLAS HERMAN  
DUANE ARNDT  
EUGENE BUCKLEY  
JEANETTE BOECHLER

JOHN BORGER  
MICHAEL NELSON  
RICHARD JEFFRIES  
ROBERT BROWNSON

**E-MAILED:**

DAVID THOMPSON  
DAVID SCHACH

JONATHAN PARRINGTON  
KYLE MANSFIELD

PATRICK TIERNEY  
RONALD MCLEAN  
TREVOR WILL